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Dated: September 24, 2007 Signature: *R. Kader*

(Rabeya S. Kader)

Docket No.: POF 3.9-057 CONT  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Nui Wang

Application No.: 10/776,539

Filed: February 9, 2004

For: DISC BRAKE CALIPER

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Commissioner for Patents  
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Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

Dear Sir:

In response to the Notification of Non-Compliant Appeal Brief mailed August 23, 2007, applicant submits the following supplement to its original appeal brief.

REMARKS

In view of the sole basis for the Notification of Non-Compliance dated August 23, 2007, being alleged failure to provide a summary of the claimed subject matter as required by 37 C.F.R. § 41.37 (c)(1)(v), under the provisions of M.P.E.P. § 1205.03, an entire new brief is not required. Therefore, the following constitutes Applicant's supplement to its previously filed Appeal Brief.

SUMMARY OF CLAIMED SUBJECT MATTER

The instant application relates generally to a disc brake caliper for automotive vehicles. In particular, the invention relates to a brake disc caliper having first and second mounting portions, a first brake pad mounted to the first mounting portion, a second brake pad mounted to the second mounting portion, a hydraulic service brake actuator and a non-hydraulic electric parking brake actuator, each of which is operable independently of the other.

With respect to each claim, the following constitutes the appropriate reference to the specification by page and line number and to the drawings;

1. (previously presented) A disc brake caliper, [P. 10, Ll. 16, Fig. 1, Ref. 10; P. 13, Ll. 20-21, Fig. 2, Ref. 4] for use with a disc brake rotor, [P. 10, Ll. 27, Fig. 1, Ref. 16] having a first side [P. 10, Ll. 33] and a second side, [P. 11, Ll. 1-2] the disc brake caliper comprising:

a first mounting portion and [P. 10, Ll. 27-29, Fig. 1, Ref. 17a] a second mounting portion, [P. 10, Ll. 27-29, Fig. 1, Ref. 17] said first mounting portion adapted for being disposed adjacent the first side of the disc brake rotor [P. 10, Ll. 25-29, Fig. 1, Refs. 17 and 17a] and said second mounting portion adapted for being disposed adjacent the second side of the disc brake rotor; [P. 10, Ll. 25-29, Fig. 1, Ref. 17]

a first brake pad [P. 10, Ll. 26-27, Fig. 1, Ref. 14; P. 11, Ll. 5-8; P. 13, Ll. 24-27, Fig. 2, Ref. 45] mounted to said first mounting portion and [P. 10, Ll. 25-29, Fig. 1, Refs. 17 and 17a] having a first side adapted for engaging the disc brake rotor and a second side opposite to said first side and [P. 12, Ll. 24-27, Fig. 1, Ref. 23; P. 13, Ll. 24-27, Fig. 2, Ref. 44] a second brake pad [P. 10, Ll. 26-27, Fig. 1, Ref. 15; P. 11, Ll. 5-8; P. 13, Ll. 27-30] mounted to said second mounting portion [P. 10, Ll. 25-29, Fig. 1, Ref. 17], said first brake pad and said second brake, pad being adapted for being positioned adjacent opposite sides of the disc brake rotor in facing relationship therewith; and [P. 10, Ll. 25-29, Fig. 1, Refs. 14, 15, and 16; P. 11, Ll. 28-33]

a hydraulic service brake actuator and [P. 13, Ll. 24-27, Fig. 2, Ref. 42; P. 10, Ll. 25, Fig. 1, Ref. 13; P. 13, Ll. 22-24; P. 13, Ll. 33; P. 14, Ll. 2] a non-hydraulic electric parking brake actuator, [P. 10, Ll. 24, Fig. 1, Ref. 12; P. 10, Ll. 1; P. 13, Ll. 22-24; P. 14, Ll. 9-11, Fig. 1, Ref. 13 and

Fig. 2, Ref. 48] each of which is operable independently of the other for service brake operation and parking brake operation, respectively, [P. 11, Ll. 10-12; P. 11, Ll. 5-9] each of said actuators being arranged for actuation against said second side of said first brake pad [P. 12, Ll. 19-27, Fig. 1, Ref. 23; P. 12, Ll. 31-33] for displacing said first brake pad away from said first mounting portion and [P. 10, Ll. 31-P. 11, Ll. 3; P. 11, Ll. 28-33] into engagement with the disc brake rotor, [P. 10, Ll. 31-P. 11, Ll. 3; P. 11, Ll. 10-12, P. 11, Ll. 28-33] said hydraulic service brake actuator [P. 11, Ll. 10-16, Fig. 1, Ref. 13] and said non-hydraulic electric parking brake actuator having positions of actuation on said second side of said first brake pad [P. 11, Ll. 19-24, Fig. 1, Ref. 12; P. 12, Ll. 1-3; P. 12, Ll. 24-27] at positions which are spaced apart. [P. 12, Ll. 31-33]

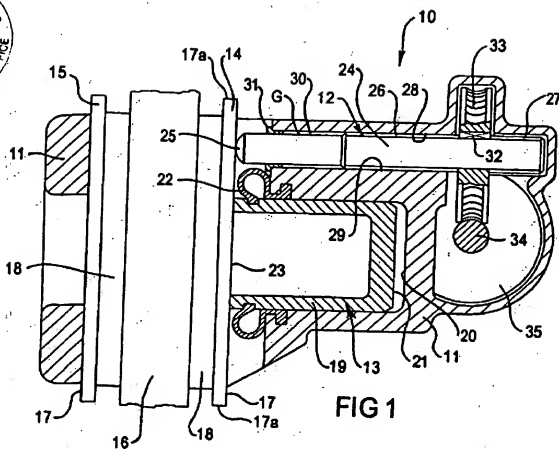


FIG 1

REMARKS

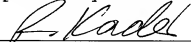
It is therefore respectfully submitted that, since all of the provisions of 37 C.F.R. § 41.37(c)(1)(v) have now been complied with, Applicant's Appeal Brief is now fully in compliance with the rules and continuation of this Appeal is now appropriate.

If there are any additional charges in connection with the requested response, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

Dated: September 24, 2007

Respectfully submitted,

By

  
Rabiya S. Kader

Registration No.: 48,160

LERNER, DAVID, LITTENBERG,

KRUMHOLZ & MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

(908) 654-5000

Attorney for Applicant